



Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes Committee of the Whole

100 East Erie Street
Chicago, IL 60611

Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany

Thursday, March 21, 2013

12:05 PM

Board Room

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 12:05 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Finance Committee

Report

- 1 [13-0217](#) Report on the investment interest income during January 2013

 Attachments: [Inv Int Inc 2013-01 att.pdf](#)

 Recommended
- 2 [13-0218](#) Report on the investment interest income during February 2013

 Attachments: [Inv Int Inc 2013-02 att.pdf](#)

 Recommended
- 3 [13-0219](#) Report on investments purchased during January 2013

 Attachments: [Inv Purch 2013-01 att.pdf](#)

 Recommended
- 4 [13-0220](#) Report on investments purchased during February 2013

 Attachments: [Inv Purch 2013-02 att.pdf](#)

 Recommended

Procurement Committee

Report

- 5 [13-0247](#) Report on advertisement of Request for Proposal 13-RFP-08, Economic Advisor for Renewable Energy Projects, estimated cost \$90,000.00, Account 201-50000-601170, Requisition 1358207 (*As Revised*)

Recommended

Authorization

- 6 [13-0249](#) Authorization to accept initial annual rental bid of \$68,501.00 from and enter into a lease with the Wilmette Harbor Association for a 39-year term on 6.19 acres of District real estate, including the Wilmette Harbor, located at 20 Harbor Drive in Wilmette, Illinois; North Shore Channel Parcels 1.02, 1.03 & 1.04, Lease Number 12-370-11 (*Deferred from March 7, 2013 Board Meeting*)

Attachments: [03-21-13_WHA.pdf](#)

A motion was made by Cynthia M. Santos, seconded by Michael A. Alvarez, that this Agenda Item be Deferred. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Authority to Advertise

- 7 [13-0230](#) Authority to advertise Contract 13-004-11 Furnish and Deliver Structural and Stainless Steel to Various Locations for a One (1) Year Period, estimated cost \$180,000.00, Account 101-20000-623030

Recommended

- 8 [13-0231](#) Authority to advertise Contract 13-017-11 Furnish and Deliver Electrical Supplies and Wire to Various Locations for a One (1) Year Period, estimated cost \$145,000.00, Account 101-20000-623070

Recommended

- 9 [13-0256](#) Authority to advertise Contract 13-106-11 to Furnish and Deliver Phosphorous Removal Monitoring Equipment, estimated cost \$85,000.00, Account 201-50000-634650, Requisition 1353151

Recommended

- 10 [13-0258](#) Authority to advertise Contract 13-604-21 Furnish, Deliver and Install Security Cameras at the Lockport Powerhouse, estimated cost \$77,661.00, Account 201-50000-645720, Requisition 1357596
Recommended
- 11 [13-0265](#) Authority to advertise Contract 13-006-11 Furnish and Deliver Janitorial Supplies to Various Locations for a One-Year Period, estimated cost \$71,000.00, Accounts 101-20000-623110, 623170, 623660
Recommended
- 12 [13-0266](#) Authority to advertise Contract 13-031-11 Furnish and Deliver Medical and First Aid Supplies to Various Locations for a One-Year Period, estimated cost \$29,000.00, Account 101-20000-623780 (*As Revised*)
Recommended

Issue Purchase Order

- 13 [13-0233](#) Issue a purchase order to the Lake Forest Graduate School of Management, pursuant to the Terms of Master Agreement 11-RFP-12, to provide a Manager Development Program, in a total amount not to exceed \$164,500.00, Account 101-25000-601170, Requisition 1358221
Recommended
- 14 [13-0236](#) Issue Purchase Orders to Graybar Electric Company, Inc., to Furnish and Deliver Electrical Catalog Products, under the U.S. Communities Cooperative Purchasing Contract #MA-IS-1340234, in an amount not to exceed \$80,000.00, Accounts 101-15000, 27000, 66000, 67000, 68000, 69000-623070, and 623850, Requisitions 1358192, 1358200, 1358215, 1357938, 1357939 and 1357922
Recommended
- 15 [13-0237](#) Issue purchase order to Walker Process Equipment, to Furnish and Deliver Replacement Parts for the Secondary Tank Drives at the Calumet Water Reclamation Plant, in an amount not to exceed \$60,000.00, Account 101-68000-623270, Requisition 1351239
Recommended
- 16 [13-0238](#) Issue purchase orders to Peterson and Matz, Inc., to Furnish and Deliver Replacement Parts for Pumps and Equipment at the Stickney and Egan Water Reclamation Plants, in an amount not to exceed \$138,000.00, Accounts 101-67000, 69000-623270, Requisitions 1350801, 1350844 and 1353144
Recommended

- 17 [13-0246](#) Issue purchase order to Bloomberg Finance L.P. for the ongoing Maintenance and Provision of a Real-Time Financial Information Network, Providing News, Data, Analysis, Straight-Through Processing, and Electronic Trading Tools, in an amount not to exceed \$99,500.00 for a three-year period, Account 101-11000-612280, Requisition 1358238

Recommended

- 18 [13-0254](#) Issue purchase order and enter into an agreement with Agilent Technologies, Inc., to Furnish, Deliver and Install a Gas Chromatograph and Mass Spectrometer, in an amount not to exceed \$70,135.25, Account 101-16000-634970, Requisition 1356597

Recommended

- 19 [13-0255](#) Issue purchase order and enter into an agreement with YSI Incorporated, for Preventive Maintenance of YSI Water Quality Instruments, in an amount not to exceed \$48,000.00, Account 101-16000-612970, Requisition 1357597

Recommended

- 20 [13-0264](#) Issue purchase order for Contract 13-104-11, Furnish and Deliver Contract Laboratory Technicians for Various Locations, to ANA Laboratories, Inc., in an amount not to exceed \$162,150.00, Account 101-16000-612490, Requisition 1342916

Recommended

- 21 [13-0267](#) Issue purchase order and enter into an agreement with Oracle America, Inc. for the maintenance, support and acquisition of miscellaneous parts for the District's SAP Enterprise Servers, GIS Systems, the Laboratory Information Management System (LIMS), and the disaster recovery servers for a period of seventeen (17) months with option to extend for (4) additional one-year terms, in an amount not to exceed \$357,248.17, Accounts 101-27000-601170, 612810, 612820, 634810, Requisition 1358220

A motion was made by Debra Shore, seconded by Barbara J. McGowan, that this Agenda Item be Recommended. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Abstain: 1 - Michael A. Alvarez

- 22 [13-0271](#) Issue purchase orders to LAI, LTD., to Furnish and Deliver Process Equipment Parts to Various Locations, in an amount not to exceed \$802,000.00, Accounts 101, 201-50000, 67000, 68000, 69000-623070, 623090, 623270, 623780, and 634650, Requisitions 1347565, 1347566, 1349963, 1349964, 1352403, 1352405, 1352795, 1353117, 1350863, 1351597, 1351237, 1352048, 1353146 and 1353540

Recommended

Award Contract

- 23 [13-0240](#) Authority to award Contract 13-027-12 (Re-Bid), Furnish and Deliver Glass and Plastic Labware to Various Locations for a One (1) Year Period, Group B to A. Daigger & Company, Inc., in an amount not to exceed \$13,560.02, and Group D to Fisher Scientific Company LLC, in an amount not to exceed \$23,294.00, Account 101-20000-623570

Recommended

- 24 [13-0242](#) Authority to award Contract 13-028-11, Furnish and Deliver Miscellaneous Laboratory Supplies to Various Locations for a One (1) Year Period, Group A, to A. Daigger & Company Inc., in an amount not to exceed \$49,481.60, and Group B, to Thomas Scientific Inc., for in an amount not to exceed \$8,442.95, Account 101-20000-623570

Recommended

Increase Purchase Order/Change Order

- 25 [13-0232](#) Authority to decrease Contract 10-612-11 Services of Street Sweepers at Various Service Areas, to Gosia Cartage LTD, in an amount of \$10,298.75 from an amount of \$191,912.00 to an amount not to exceed \$181,613.25, Account 101-69000-612420, Purchase Order 5001129

Attachments: [10-612-11 030713.pdf](#)

Recommended

- 26 [13-0243](#) Authority to increase Contract 11-626-11, Security Services at the Lockport Powerhouse, to Universal Security, Corp., in an amount of \$50,000.00, from an amount of \$219,204.98, to an amount not to exceed \$269,204.98, Account 101-66000-612490, Purchase Order 5001235

Recommended

- 27 [13-0245](#) Authority to decrease purchase order to Hewlett-Packard Company to furnish and deliver new and replacement computer hardware and software in an amount of \$202,638.81, from an amount of \$3,100,000.00 to an amount not to exceed \$2,897,361.19. Accounts 101-27000-623810, 634810, Purchase Order 3061831.

Recommended

- 28 [13-0260](#) Authority to decrease Contract 09-365-5F Heritage Park Flood Control Facility, to F.H. Paschen/Lake County Grading, A Joint Venture in an amount of \$100,000.00, from an amount of \$29,475,000.00, to an amount not to exceed \$29,375,000.00, Account 501-50000-645620, Purchase Order 5001339

Recommended

- 29 [13-0261](#) Authority to increase Contract 09-176-3P Sludge Thickening Facilities, Stickney Water Reclamation Plant, to McHugh Construction, in an amount of \$24,452.40 from an amount of \$165,330,593.71, to an amount not to exceed \$165,355,046.11, Account 401-50000-645650, Purchase Order 5001115

Attachments: [CO 09-176-3P.pdf](#)

Recommended

- 30 [13-0262](#) Authority to increase Contract 06-363-3D Gloria Alitto Majewski Reservoir Repair and Rehabilitation, North Service Area, to IHC Construction Companies, LLC in an amount of \$24,507.00, from an amount of \$5,699,419.00, to an amount not to exceed \$5,723,926.00, Account 401-50000-645720, Purchase Order 5001286

Attachments: [CO 06-363-3D.pdf](#)

Recommended

- 31 [13-0263](#) Authority to increase Contract 06-023-3P Stop Logs and Diversion Pumps at Wilmette Pump Station and Evanston Pump Station Rehabilitation, North Service Area, to F.H. Paschen/S.N. Nielsen, in an amount of \$28,860.00, from an amount of \$17,622,512.68, to an amount not to exceed \$17,651,372.68, Accounts 101-50000-612620, 401-50000-645620 and 645720, Purchase Order 5001266

Attachments: [CO 06-023-3P.pdf](#)

Recommended

- 32 [13-0269](#) Authority to increase purchase order and amend the joint funding agreement with the United States Department of the Interior - U.S. Geological Survey for the maintenance and operation of eight streamflow gage stations and one rainfall gage within Cook County, Illinois, in an amount of \$29,250.00, from an amount of \$70,985.00, to an amount not to exceed \$100,235.00, Accounts 501-50000-612490 and 201-50000-601170, Purchase Order 3073997

Recommended

Engineering Committee

Report

- 33 [13-0223](#) Report on change orders authorized and approved by the Director of Engineering during the month of February 2013

Attachments: [CO February.pdf](#)
 [CO Status.pdf](#)

Recommended

- 34 [13-0224](#) Report on the status of the agreement entered into between the District and Hanson Material Service for the mining of the required "Rough Hole" for the Thornton Composite Reservoir

Attachments: [HMS, Attachment A.pdf](#)
 [HMS, Attachment B.pdf](#)

Recommended

Authorization

- 35 [13-0228](#) Request for authority to negotiate and execute a service agreement between the Village of Hoffman Estates (Village) and the Metropolitan Water Reclamation District (District) for an area lying outside the District but within Cook County, Willow Creek Community Church

Attachments: [Exhibit A, Service Agreement.pdf](#)

Recommended

- 36 [13-0270](#) Request for Orders adopting Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Fine to the Board of Commissioners for the Show Cause Complaint for the violation of the Metropolitan Water Reclamation District Sewer Permit Ordinance and Manual of Procedures in the matter of Metropolitan Water Reclamation District of Greater Chicago v. Village of Orland Park, Violation Complaint No. 08-048-VC, Permit Nos. 84-0071, 78-0744 and 78-1201.

Attachments: [final order.PDF](#)

Recommended

Judiciary Committee

Report

- 37 [13-0210](#) Report on the Release of Executive Session Transcripts

Recommended

- 38 [13-0215](#) Report on the Settlement of Workers' Compensation Claims and Miscellaneous Claims under \$10,000.00

Attachments: [Settlements 3.21.13.pdf](#)

Recommended

Authorization

- 39 [13-0211](#) Authority to settle the Workers' Compensation claims of David Garza vs. MWRDGC, Case Nos. 10 WC 6593 and 12 WC 19783, Illinois Workers' Compensation Commission (IWCC), in the sum of \$57,026.20. Account 901-30000-601090

 Recommended
- 40 [13-0212](#) Authority to settle the Workers' Compensation claim of Jeffrey Mitchell vs. MWRDGC, Claim No. 0200004417, Illinois Workers' Compensation Commission (IWCC), in the sum of \$55,504.12. Account 901-30000-601090

 Recommended
- 41 [13-0222](#) Authority to settle Ebro Foods, Inc.'s delinquent User Charges and to execute such documents as may be necessary to effectuate settlement

 Recommended
- 42 [13-0226](#) Authority to settle the Catholic Bishop of Chicago's delinquent User Charges and to execute such documents as may be necessary to effectuate settlement

 Deleted by the Executive Director
- 43 [13-0272](#) Authority to settle Village of Bridgeview/Toyota Park's 2007-2010 User Charge liability in the total amount of \$93,421.15, with a waiver of penalty in the amount of \$20,160.72, Board Appeal No. 12B-001

 Recommended

Pension, Human Resources & Civil Service Committee

Authorization

- 44 [13-0214](#) Authorization for lunch and a boat trip for the winners of the Chicago Public Schools' and non-public schools' Science Fairs at a cost not to exceed \$6,000.00, Accounts 101-25000-612330 and 612490

 Recommended
- 45 [13-0221](#) Authorization to implement Step Therapy and Prior Authorization programs related to prescription drug benefits for non-represented employees and retirees

 Recommended

Real Estate Development Committee

Authorization

- 46 [13-0225](#) Authority to issue a one (1)-year permit to the Illinois State Toll Highway Authority for access to Metropolitan Water Reclamation District of Greater Chicago sites, 2 at the Majewski Reservoir and 1 at Majewski Park, to perform geotechnical investigations and environmental testing in connection with the construction of the Elgin-O'Hare Western Access Project. Consideration shall be a nominal fee of \$10.00

Attachments: [Attachment to Issue permit ISTHA 3.21.13.pdf](#)

Recommended

- 47 [13-0250](#) Authority to grant a 25-year 4,340± sq. ft. easement to the City of Evanston on a portion of North Shore Channel Parcel 3.07 and a portion of property along the south side of Bridge Street spanning the North Shore Channel to construct, maintain, operate and repair a bike path as part of the Bridge Street bridge rehabilitation and widening project. Consideration shall be a nominal fee of \$10.00

Attachments: [03-21-13_City of Evanston.pdf](#)

Recommended

- 48 [13-0252](#) Authority to issue an 8-month permit extension to Owens Corning Roofing & Asphalt, LLC for the continued use of approximately 0.70 acres of District real estate located near 7800 West 59th Street in Summit, Illinois; eastern part of Main Channel Parcel 34.02. Consideration shall be \$5,734.00

Attachments: [03-21-13_Owens Corning Roofing & Asphalt LLC.pdf](#)

Recommended

Miscellaneous & New Business

Motion

- 49 [13-0235](#) MOTION to approve funds for District-wide celebrations

A motion was made by Cynthia M. Santos, seconded by Debra Shore, that this Motion be Recommended. The motion carried by acclamation. Chorus of ayes - No nays

Resolution

- 50 [13-0157](#) RESOLUTION sponsored by the Board of Commissioners recognizing the Hispanic American Construction Industry Association's 34th Annual Awards Banquet

A motion was made by Frank Avila, seconded by Barbara J. McGowan, that this Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays

- 51 [13-0213](#) RESOLUTION sponsored by the Board of Commissioners wishing the Irish American Heritage Center a happy St. Patrick's Day
- Recommended**

Ordinance - Right of Way

- 52 [R13-001](#) Adopt Ordinance No. R13-001 Establishing the Right-of-Way for the Construction, Operation and Maintenance of the Tinley Creek Flood Control/Streambank Stabilization Project (TICR-5) between Lake Lorin and 88th Avenue in Orland Hills and Orland Park in parts of Section 22, Township 36 N, Range 12, East of the Third Principal Meridian, Cook County, Illinois

Attachments: [Authority to Adopt Ordinance R13-001 3.21.13.pdf](#)
[Ordinance R13-001 TICR-5 3.21.13.pdf](#)
[Ex. A Right-of-Way & Map 3.21.13 R13-001.pdf](#)

A motion was made by Mariyana T. Spyropoulos, seconded by Frank Avila, that this Right of Way Ordinance be Recommended. The motion carried by acclamation. Chorus of ayes - No nays

Additional Agenda Items

- 53 [13-0273](#) Issue purchase order and enter into an agreement for Contract 12-RFP-32 (Re-Bid) Point to Point Communication Services, with AT&T Corp. in an amount not to exceed \$1,522,690.00, Accounts 101-27000/66000/67000/68000/69000-612210, Requisitions 1349245, 1357362

Recommended

- 54 [13-0274](#) RESOLUTION sponsored by the Board of Commissioners recognizing St. Paul of the Cross School as First Place Winner of the Chicago Regional Future City Competition

A motion was made by Frank Avila, seconded by Mariyana T. Spyropoulos, that this Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays

- 55 [13-0275](#) RESOLUTION sponsored by the Board of Commissioners recognizing the 46th Annual Chicago Business Opportunity Fair

A motion was made by Barbara J. McGowan, seconded by Mariyana T. Spyropoulos, that this Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays

- 56 [13-0277](#) Issue a purchase order and enter into an agreement with Cray Huber Horstman Heil & VanAusdal, LLC to represent the District in connection with a dispute with Rausch Construction Company, Inc. on Contract 01-353-2M in an amount not to exceed \$370,000.00, Account 401-50000-601170, Requisition 1358616

Recommended

Approval of the Consent Agenda with the exception of Items: 6, 21, 42, 49, 50, 52, 54 and 55

A motion was made by Barbara J. McGowan, seconded by Mariyana T. Spyropoulos, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Executive Session

A motion was made by Mariyana T. Spyropoulos, seconded Cynthia M. Santos, that an executive session be held for the Committee on Judiciary to discuss one matter of probable and imminent litigation. Motion carried by roll call 9:0

A motion was made by Kari K. Steele, seconded Cynthia M. Santos, that an executive session be held for the Committee on Budget and Employment to discuss matters involving the appointment, employment and compensation of legal counsel. Motion carried by roll call 9:0

Adjournment

The Committee of the Whole meeting of March 21, 2013 was adjourned at 1:05 p.m.

**/s/ Jacqueline Torres
Clerk**